



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/797,937	03/11/2004	Avinoam Rubinstein	068758.0179

Andreas Grubert
 Baker Botts L.L.P.
 One Shell Plaza
 910 Louisiana
 Houston, TX 77002-4995

CONFIRMATION NO. 4875

FORMALITIES LETTER



OC000000012786658

Date Mailed: 05/27/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 12b.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

11/10/2004 WABDEL1 00000018 10797937 130.00 DP
 01 FC:1051

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

McDonnell

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Avinoam Rubinstein et al.

Serial No.: 10/797,937

Filing Date: March 11, 2004

Title: **Ethernet Transport Over a Telephone Line**

§
§
§
§
§
§
§
§

Group Art Unit: 2661

Examiner:

Attny. Docket No. 068758.0179

Client Ref.: S2388GC/aja

RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING VIA EXPRESS MAIL

PURSUANT TO 37 C.F.R. § 1.10, I HEREBY CERTIFY THAT I HAVE INFORMATION AND A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE WILL BE DEPOSITED WITH THE U.S. POSTAL SERVICE AS EXPRESS MAIL POST OFFICE TO ADDRESSEE, ON THE DATE BELOW, AND IS ADDRESSED TO:

MAIL STOP MISSING PARTS
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

EXPRESS MAIL LABEL: EV448728726US
DATE OF MAILING: NOVEMBER 8, 2004

Sir:

This replies to the Notice to File Missing Parts of Nonprovisional Application mailed May 27, 2004. A copy of the Notice is enclosed.

As the two-month shortened statutory period for reply was due July 27, 2004, Applicants respectfully request a four-month extension of time, with the appropriate fee, to extend the period of reply to November 27 2004. Therefore, this Response is considered timely filed.

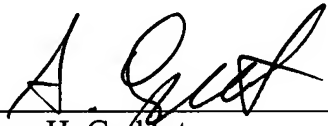
Also enclosed, please find the following:

1. Declaration and Power of Attorney of inventors **Avinoam Rubinstain, Yackov Sfadya, Shimon Peleg, Noam Alroy, Ammon Harpak and Boaz Porat** for this application, along with check in the sum of \$1,660.00 (including the 4 month extension fee) to file the same;
2. Assignment of inventors **Avinoam Rubinstain, Yackov Sfadya, Shimon Peleg, Noam Alroy, Ammon Harpak and Boaz Porat to Infineon Technologies AG** along with check in the sum of \$40.00 to file the same;
3. Proof of "diligent effort" to obtain signatures of nonsigning inventors;
4. Replacement Drawings (13 sheets);
5. Limited Recognition Under 37 CFR §10.9(b);
6. Postcard for acknowledgement of receipt of documents.

Respectfully submitted,

BAKER BOTTS L.L.P. (023640)

Date: November 8, 2004

By: 
Andreas H. Grubert
(Limited recognition 37 C.F.R. §10.9)
One Shell Plaza
910 Louisiana Street
Houston, Texas 77002-4995
Telephone: 713.229.1964
Facsimile: 713.229.7764
AGENT FOR APPLICANTS